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FROM: Charles B. Cappellari  
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Facsimile No. (858) 410-8928

TO: Examiner: To Be Assigned  
Group 1634  
U.S. Patent & Trademark Office  
Facsimile No. (571) 273-8300

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Number of pages (including this cover page): 5

In re Patent Application of: ) Group Art Unit: 1634  
RALPH E. BURNS ) Examiner: Lu, F.  
Serial No. 10/721,216 ) Atty. Docket No. 2599-104-C4  
Filed: November 26, 2003 ) Confirmation No. 6271  
Title: INSTRUMENT FOR DETECTING )  
LIGHT EMITTED BY THE )  
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Transmitted herewith are the following documents:

- 1) Supplemental Information Disclosure Statement (2 pp.); and
- 2) PTO/SB/08a (1 pg. in duplicate – 2 pp. total).

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I hereby certify that this correspondence (and any referred to as attached) is being sent by facsimile to (571) 273-8300 on the date indicated below to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: January 12, 2006

By:



Charles B. Cappellari  
Registration No. 40,937

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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RALPH E. BURNS ) Examiner: Lu, F.  
Serial No. 10/721,216 ) Confirmation No. 6271  
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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97(b) & (c)**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants bring to the Examiner's attention the reference listed on the attached PTO/SB/08 form (two copies each) for consideration in connection with the examination of the above-identified application.

This Information Disclosure Statement is being submitted under 37 C.F.R. § 1.97(b) before the mailing date of a first Office action on the merits. If Applicants are mistaken, and a first Office action on the merits was mailed on or before the certified date of mailing indicated below, then Applicants request that this Information Disclosure Statement be treated as a submission under 37 C.F.R. § 1.97(c) and that the fee due under 37 C.F.R. § 1.17(p) be charged to Deposit Account No. 07-0835 in the name of Gen-Probe Incorporated.

IDS

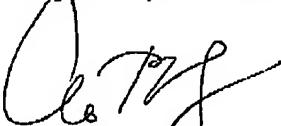
Serial No. 10/721,216  
Atty. Docket No. 2599-104-C4

Applicants respectfully request that the Examiner indicate consideration of the cited reference by returning a copy of the attached form PTO/SB/08 with the Examiner's initials or other appropriate marks.

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Respectfully Submitted,



By:

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Charles B. Cappellari  
Registration No. 40,937  
Attorney for Applicants

Date: January 12, 2006

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PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				<i>Complete if Known</i>	
				Application Number	10/721,216
				Filing Date	November 26, 2003
				First Named Inventor	RALPH E. BURNS
				Art Unit / Conf. No.	1634 / 6271
				Examiner Name	Lu, F.
<i>(Use as many sheets as necessary)</i>					
Sheet	1	of	1	Attorney Docket Number	2599-104-C4

**U. S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

Examiner Signature		Date Considered	
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Serial Number: 10/111,111, Date: 10/10/00, OMB control number: 1010-0002

<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				<i>Complete If Known</i>	
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